



2014
Government-to-Government
Agency Report

Oregon State Police

Introduction

In 2001, the Oregon State Legislature passed Senate Bill 770, Section I through Section IV, requiring state agencies within the State of Oregon to report to the Governor activities pertaining to the relationship between the State Government and Tribal Governments. The following constitutes that report from the Department of State Police.

Attached with this report is a copy of Chapter 500.11 of the Oregon State Police Policies, Rules, and Procedures Manual titled, State-Tribal Government-to-Government Relations. This policy set out to formalize the government-to-government relationship that exists between Oregon Indian tribes and the Oregon State Police. The policy also establishes a process to assist in the resolution of potential conflicts, maximizes key inter-governmental relations, and enhances an exchange of ideas and resources for the greater good of all of Oregon's citizens, whether tribal members or not.

The above-referenced policy identifies 'key' contacts within the Department by position and provides an additional key contact list that contains names and telephone numbers of these individuals.

The following is a summary of the various interactions between Tribal Governments and the representatives of the Oregon State Police.

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Oregon State Police Primary Contacts

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State Medical Examiner

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LEDS / Identification Services

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Oregon State Police Gaming Enforcement Division

Tribal Gaming Section

The role of the Oregon State Police Tribal Gaming Section, in relation to the Tribal Governments, is to ensure that all Class III Tribal gaming activities on Tribal lands are conducted with fairness, integrity, security and honesty in accordance with the Tribal State gaming compacts. The Tribal Gaming Section staff has daily interaction with all of the Gaming Tribes throughout the year, which include the Confederated Tribes of the Grand Ronde Community, Burns Paiute Tribe, Confederated Tribes of Coos Lower Umpqua and Siuslaw Indians, Coquille Tribe of Indians, Cow Creek Band of Umpqua Tribe of Indians, Klamath Tribes, Confederated Tribes of the Siletz Indians of Oregon, Confederated Tribes of the Umatilla Indian Reservation and the Confederated Tribes of the Warm Springs Indian Reservation. The Tribal Gaming Section is comprised of OSP detectives, non-sworn field agents and professional administrative support staff.

Criminal Investigations

In 2014, OSP Tribal Gaming Section Detectives conducted various criminal investigations relating to gaming and non-gaming crimes at multiple casinos and tribal properties throughout Oregon. The investigations varied in a wide range such as cheating, theft, criminal trespass, counterfeiting and drug related activity. Detectives also conducted numerous backgrounds on employees working in sensitive areas at the casinos and commissions. Detectives maintain regular contact and partnerships with tribal police, local law enforcement agencies, federal agencies and tribal gaming commissions in the course of their work. The partnerships the detectives have made help provide assistance to the Tribes in bringing the latest intelligence information and resources available to assist in prevention and detection of criminal related activity at casinos. Detectives also regularly attend Oregon Surveillance Network meetings held at tribal casinos throughout the year. In December of 2014 Detective Park and Detective Madsen attended a cultural tour at Grand Ronde of the tribes' Chachalu Tribal Museum and Cultural Center. The tour was provided by Tribal Council member Toby McClary. Also on December 13th Detective Madsen attended the "Shop with a Hero" event at the Walmart store in Dallas in partnership with the Grand Ronde Tribal Police.

Regulatory and Technical Compliance

In 2014 OSP Tribal Gaming Section Field Agents conducted monthly monitoring during on-site visits at all of the Tribal casinos in Oregon. Monthly monitoring consists of monitoring and auditing the Class III gaming operation at the Casinos. Technical compliance is also provided by field agents who conduct reviews and approval of new games being introduced into the casinos. Technical compliance also reviews new gaming technology and standards being introduced to the Oregon Tribal Casinos to ensure compliance with Tribal-State Compacts and Minimum Internal Control Standards for each unique Tribe.

Tribal Gaming Field Agents attended many Tribal cultural and training events throughout 2014 some of which included: a tour at Cow Creek, active shooter training at the Wild

Horse casino, the Siletz Pow-wow, the Umatilla Pow-wow, the Warm Springs Pow-wow, and a cultural tour at the Umatilla Tamastlikt Museum. Field Agents also attended several OAIGC meetings (Oregon Association of Indian Gaming Commission) during 2014 which offers a great venue to meet representatives from all of the Gaming Commissions in addition to tribal attorneys, casino management and tribal council members.

Vendor Investigations

In 2014, OSP Vendor Investigation Section Detectives completed multiple vendor background investigations on companies contracting with the compacted Tribes for Class III Gaming products and services. Vendor background investigations allow for an evaluation by the Tribes of the competence, integrity, background, character, and nature of the true ownership of the vendor.

The Vendor Investigation Section provided a training and presentation at an Oregon Association of Indian Gaming Commissions (OAIGC) meeting regarding vendor investigations and how they are performed, along with an overview of how some of the large vendors are structured as a result of mergers and acquisitions. The meeting was well attended and including Tribal Gaming Commissioners, licensing personnel and Tribal attorneys.

The Vendor Investigation Section also met individually on eight occasions with the Coquille Tribal Gaming Commission, Cow Creek Gaming & Regulatory Commission, Grand Ronde Gaming Commission, Klamath Tribes Gaming Regulatory Commission, and the Siletz Tribal Gaming Regulatory Agency to discuss vendor licensing topics relevant to their casinos.

Oregon State Police Fish and Wildlife Division

The role of the Oregon State Police (OSP), Fish and Wildlife Division in relation to the Tribal Governments is to investigate violations of Native American archaeological laws in coordination with state prosecutors, federal prosecutors and magistrates to bring defendants of archaeological crimes to justice. Additionally, to provide staff trained on the Endangered Species Act, Tribal treaty rights, and Tribal sovereignty issues. The Fish and Wildlife Division coordinates with Tribal representatives, the Oregon Department of Fish and Wildlife, other State Natural Resource Agencies, Governor's Office, Oregon Department of Justice and the Oregon State Legislature on issues related to fish and wildlife and other cultural and natural resources.

Lieutenant Don Wagner (East Region) participated as a voting member of the Lower Deschutes River Managers Group, which oversees management of the lower 100 miles of the Deschutes River Scenic Waterway. Other voting members include members of the Confederated Tribes of the Warm Springs, Bureau of Land Management, Oregon Parks and Recreation Department, Oregon Department of Fish & Wildlife (ODFW), Oregon State Marine Board, and representatives from the local governments.

Lieutenant Don Wagner, Sergeant Lowell Lea (Bend), and Sergeant John Katzenstein (The Dalles) participated in an advisory role in the John Day Core Team meeting group, which oversees management objectives and special interests of the John Day Scenic Waterway. Other members include representatives of the Confederated Tribes of the Warm Springs, Bureau of Land Management, Oregon Parks and Recreation Department, Oregon Department of Fish & Wildlife, Oregon State Marine Board, and representatives from the local governments.

Lieutenant Tim Schwartz (Fisheries Program, Salem), Lieutenant Don Wagner, and Sergeant John Katzenstein participated in the Columbia Basin Law Enforcement Council (CBLEC), which is comprised of representatives from natural resource enforcement agencies in Washington, Oregon, the four Columbia River Treaty Tribes (Warm Springs, Umatilla, Yakama and Nez Perce), Columbia River Inter-Tribal Fisheries Enforcement (CRITFE), NOAA Fisheries, and the U.S. Fish and Wildlife Service. During 2014, CBLEC held several meetings to discuss and address enforcement issues on the Columbia River and tributaries, as well as, sponsored a two day training symposium regarding treaty rights and fisheries including related tribal, federal and state laws.

During 2014, the OSP, ODFW, Office of the Governor, and Department of Justice (DOJ), continued to work cooperatively with the Confederated Tribes of Warm Springs (CTWS) to address conservation and enforcement concerns and provide for 2014 off-reservation hunting. The State and the CTWS are currently working on a long-term solution for continued off-reservation hunting opportunities. Oregon State Police East Region fish and wildlife members continue working with the newly re-established Warm Springs Branch of Natural Resources Conservation Enforcement which consists of two Department of Natural Resources (DNR) officers to share information related to wildlife investigations of both Tribal and non-Tribal members. Through this partnership, the State and Tribe are working together to protect our shared natural resources.

In February 2014, Senior Trooper Turnbo (McMinnville) assisted the Grand Ronde Tribe and ODFW with three bear cubs that were abandoned by their mother when a logging crew operating on private timber company property inadvertently logged near the bears' den. After monitoring the den for three days, it was determined the mother bear was not going to return and the cubs would need to be rescued. The three bear cubs were removed from the den by the Grand Ronde Tribe fish and wildlife biologist with assistance from the loggers and Senior Trooper Turnbo. Senior Trooper Turnbo transported the bear cubs to ODFW, where they were evaluated and transferred to the Oregon Zoo.

In March 2014, Senior Trooper Randy Caldwell (Burns) investigated a complaint of three subjects collecting artifacts on private lands located northwest of the Malheur Refuge in a known Native American artifact site. The subjects were not the land owner and did not have permission be on the private land. The subjects were contacted and found to be in possession of two artifacts that were collected. The subjects were cited for unlawful collection of archaeological objects. Subsequent examination of the objects by an archaeologist confirmed the objects were artifacts.

From April through October 2014, Lieutenant Gifford was involved with a working group reviewing Senate Bill 838 regarding laws related to placer mining. The group was tasked with developing recommendations for the Governor's Office on how to effectively regulate placer mining. There were several members from the Oregon Tribes represented on the working group and Lieutenant Gifford had some interaction with them throughout the course of the meetings.

In May 2014, Trooper Tague (Lakeview) and Sergeant Hand (Klamath Falls) assisted the Burns-Paiute Tribe with an inadvertent discovery of ancient human remains located in Lake County. Contacts were completed and a plan of action was made in which the remains were taken into safe-keeping for repatriation to the Tribe.

In July 2014, Senior Trooper Frerichs (Roseburg) observed two subjects using a suction dredge in the South Umpqua River on Umpqua Band of Cow Creek Tribal land. Tribal officials were contacted and they requested Senior Trooper Frerichs' assistance. The two subjects were contacted and warned for Violation of DSL Regulations and Criminal Trespass II.

In August 2014, the Oregon State Police, the Office of the Governor, Department of Justice (DOJ), and the Umatilla District Attorney's Office worked cooperatively with the Confederated Tribes of Umatilla to enact a Pilot Referral Agreement for prosecution of wildlife offenses between the Confederated Tribes of Umatilla and the Umatilla District Attorney's Office.

Sergeant Chris Allori (Portland) met with state agency representatives and a representative from Oregon's nine federally recognized Tribes in five separate meetings with the Cultural Resources Cluster Group and the Natural Resources Workgroup. Sergeant Allori attended meetings with the Cultural Resources Cluster Group held on January 13-14th, May 21st and September 16th, and a meeting with the Natural Resources Workgroup on March 21st. Additionally, Sergeant Allori attended the "Spring Gathering" hosted by the Legislative Commission on Indian Services on May 22nd. Sergeant Randy Hand (Klamath Falls) attended the Cultural Resources Cluster Group meeting on September 16th and Lieutenant Doug Shugart (NW Region) attended a Natural Resources Workgroup Meeting on August 6th.

The Coquille Tribe has timber holding on Highway 42, east of Myrtle Point. OSP fish and wildlife troopers have responded to this location at the request of the Tribal Police to investigate fish and wildlife crimes.

Due to the prolonged drought, the south-central fish and wildlife troopers (composed of the Klamath Falls, Lakeview, and LaPine offices) were busy with archaeological resource protection issues. The primary area of concern has been Crump Lake, however all desert lakes have seen some type of looting activity. In one case in particular there was a report of a large ceremonial knife that was found and kept at Crump Lake. An investigation followed and the knife was seized and the case referred to the Lake County District Attorney's (DA) Office.

During the month of September 2014, Lieutenant Gifford (SW Region), Sergeant Hand, and Trooper Tague met with representatives of the Klamath Tribes, the Burns-Paiute Tribe, and Fort Bidwell Paiute Tribes along with Division of State Lands and the State Historical Preservation Office at Crump and Hart Lakes to discuss issues surrounding looting activities. During the meeting and tour of local lakes, a subject was observed collecting artifacts at Crump Lake. Contact was made by Trooper Tague and the subject was found to be in possession of four projectile points. The points were seized and the case was referred to the District Attorney. As a result of the continued archeological resource protection concerns in the Lake County area, an action plan was drafted and a one week law enforcement saturation was conducted just prior to deer season. Several contacts were made and some cases were referred to the DA's office.

Further concerns in October 2014 involving increased activity on Crump Lake led to additional patrols being made in the area. Several subjects were contacted and one additional case involving the unlawful collection of artifacts was referred to the District Attorney.

In November 2014, Lieutenant Gifford and Sergeant Hand attended a meeting with the Lake County commissioners, the Division of State Lands (DSL), a Tribal representative from the Burns Paiute Tribe, and several members of the public. The discussion revolved around a proposal by DSL to close access to dry lake beds in the Lake County area that contain cultural artifacts. Questions were addressed and there was quite a bit of interaction with the commissioners and the public.

During 2014, the OSP Fish and Wildlife Division participated in negotiations between the State and the Confederated Tribes of Siletz Indians regarding tribal harvest of clams. It is anticipated that in December of 2014, a Memorandum of Understanding will be finalized between the Confederated Tribes of Siletz Indians and the ODFW to accommodate tribal clam harvest within Lincoln County.

Oregon State Police Command Areas

Northwest Region

During the 2014 calendar year, Sergeant Chris Allori (Fish and Wildlife-Portland) met with state agency representatives and representative from Oregon's nine federally recognized tribes in five separate meetings with the Cultural Resources Cluster Group and the Natural Resources Workgroup. Sergeant Allori attended meetings with the Cultural Resources Cluster Group held on January 13th, 14th, May 21st, and September 16th. Sergeant Allori attended a meeting with the Natural Resources Workgroup on March 21. Additionally, Sgt. Allori attended the "Spring Gathering" hosted by the Legislative Commission on Indian Services on May 22, 2014.

Additionally, Sergeant Randy Hand attended the Cultural Cluster Group Meeting on September 16, 2014 and Lieutenant Doug Shugart attended a Natural Resources Workgroup Meeting on August 6, 2014.

Southwest Region

There are two recognized Oregon Indian Tribes in the Coos Bay Area. They are the Coos, Lower Umpqua & Siuslaw Indians and the Coquille Tribe of Indians. The majority of our contacts have been with the Coquille Tribe.

The Oregon State Police Coos Bay Office and Coquille Tribal Police provide reciprocal assistance during times when backup is needed. OSP Troopers respond to the tribal housing area during emergencies, until one of the tribal officers can arrive. The housing area is adjacent to Highway 240 (Cape Aargo Highway).

The Coquille Tribe has a timber holding on Highway 42, east of Myrtle Point. OSP Fish and Wildlife Troopers have responded to this location at the request of the Coquille Tribal Police to investigate Fish and Wildlife crimes.

The Oregon State Police Coos Bay Detective serves on an interagency Major Crimes Response Team, and attends investigator meetings with Tribal Police officers, sharing information that may be pertinent to ongoing criminal cases.

In August 2014, OSP troopers and detectives worked with the Coos, Lower Umpqua & Siuslaw and Coquille Tribal officers in a multi-agency homicide that occurred in the Charleston area.

The Coos Bay OSP Lieutenant attends Local Area Chief's meetings and discusses issues that arise with Tribal Police Chief and other Chiefs of the local jurisdictions.

In September 2014, patrol troopers investigated a motor vehicle crash that involved a vehicle that was eluding a Coquille Tribal Police Officer.

East Region

Klamath Falls Area Command

In November 2014 Lieutenant Gifford and Sergeant Hand attended a meeting with the Lake County Commissioners, the Division of State Lands, a tribal representative from the Burns Paiute Tribe, and several members of the public. The discussion revolved around a proposal by DSL to close access to dry lake beds in the Lake County area that contain cultural artifacts. Questions were addressed and there was quite a bit of interaction with the commissioners and the public. The Lake County Commissioners did not support the proposed closures. Alternative solutions continue to be discussed.

From April – October 2014 Lieutenant Gifford was involved with a working group reviewing Senate Bill 838 regarding laws related to placer mining. The group was tasked with developing recommendations for the Governor's Office on how to effectively regulate placer mining. There were several members from the Oregon Tribes represented on the working group and Lieutenant Gifford had some interaction with them throughout the course of the meetings.

Bend Area Command

The Oregon State Police Madras worksite, in cooperation with Jefferson County Sheriff's Office, Madras Police Department, Warm Springs Police Department and the Jefferson County District Attorney's Office, has the ability to work together on a variety of calls for service. Meetings are held throughout the year with the involved agencies to deal with a wide-ranging variety of issues. Sergeant Russo has met on several occasions with members of the Warm Springs Police Department during 2014. The Oregon State Police has made it clear that we are available to assist in a variety of ways if the need arises.

Throughout 2014, the members of the Madras worksite have dedicated a significant amount of their patrol time to enforcing state laws on the highways that cross the Warm Springs Reservation.

Members of the Bend Area Command and Madras worksite have assisted Warm Springs Police Department in the investigation of numerous incidences, including:

On September 27, 2014 OSP members assisted Warm Springs units on U.S. Highway 26 near milepost 107 with a robbery/assault case. OSP units set up an observation point and guided Warm Springs Units to the location of a suspect wanted for the crime. Warm Springs took the subject into custody.

On September 14, 2014 Madras OSP members assisted the Warm Springs Tribal Police with the funeral escort from Madras to the reservation for a tribal member who passed away.

Pendleton Area Command

The Pendleton Area Command continues to have monthly law enforcement meetings, in which the Umatilla Tribal Police Chief attends to discuss law enforcement related issues.

On March 4, 2014 the Umatilla Tribe sponsored training for active shooting at casinos. The training was attended by several Pendleton Area Command members.

On March 28, 2014 an officer-involved shooting occurred on private property within the Umatilla Tribal grounds. The shooting involved the Athena Police Department and a non-tribal member. The Oregon State Police Pendleton Area Command assumed the lead on the interagency investigation.

On August 21, 2014 the Oregon State Police SWAT Team, Blue Mountain Enforcement Narcotics Task Force and members from the Pendleton Area Command provided crash reconstruction and investigative assistance to the Umatilla Tribal Police.

On August 21, 2014 the Oregon State Police SWAT Team, Blue Mountain Enforcement Narcotics Task Force, and members from the Pendleton Area Command assisted with the take down and eradication of a marijuana grow on Tribal ground near Meacham. Two suspects were arrested and 700 marijuana plants were eradicated.

On September 25, 2014 a Umatilla Tribal Police Officer located a fatal motor vehicle crash on Interstate 84 near milepost 223. The Oregon State Police Pendleton Area Command assumed the lead on the investigation.

Members of the Pendleton Area Command continue to provide crash reconstruction and investigative assistance to the Umatilla Tribal Police.

Frequent discussions are ongoing with the Umatilla Tribal Police Chief related to Public Law 280 enforcement and authority issues.

Ontario Area Command

Members of the Burns worksite have had three inter-agency meetings that have included the Burns Paiute Tribal Police Chief Carmen Smith.

The Oregon State Police assisted the Burns Paiute Tribal Police by providing coverage for responding officers on the Reservation. There were, however, no imminent incidents.

Oregon State Fire Marshal

It is the mission of the Oregon State Fire Marshal Office to protect citizens, property, and the environment from fire and hazardous materials. In 2014 the Oregon State Fire Marshal Office (OSFM) assisted the Tribes in Oregon through planning, inspections, investigations, meetings, education and consultation.

Klamath Tribes

The OSFM assisted the Klamath Tribes by, providing consultation on new construction of a tribal gathering building, and conducting inspections of the Kla Mo Ya Casino and tribal facilities at the request of the Klamath Tribe.

Confederated Tribes of the Warm Springs Indian Reservation

The OSFM assisted the Warm Springs Tribe with fire investigations which included a double-wide manufactured home, and the Warm Springs elementary school.

Several Fire prevention events were held at Warm Springs to include: the Fire Free Prevention event, the Smokey Bear Fire Prevention Program in conjunction with the United States Forest Service, Bureau of Indian Affairs, Warm Springs Fire and Safety, Jefferson County FD #1, and other Central Oregon Fire Agencies. There were approximately 400 kids in the program.

OSFM conducted inspections of the Early Childhood Care Center, the Oregon Child Development Commission and the Juniper Junction Daycare.

OSFM provided assistance for the Warm Springs Fire Complex and assisted the Structural Chief on MOB Plan issues and mobilization.

Several Fire prevention COOP meetings were also held.

Burns-Paiute Tribe

OSFM attended the Rangeland Summit. There were also meetings held with the Burns-Paiute Tribe, and the Burns Fire Department regarding the response agreement for Tribal Land. The OSFM attended the Harney County Fire Defense Board Meeting as well.

Confederated Tribes of the Grand Ronde Community

The OSFM conducted plans review for the Grand Ronde Tribe for the following projects and events: plans review for the sprinkler system in the CMI North Apartment Project, plans review for the underground fire lane CMI North Apartment Project, indoor flame effects plan and inspection for the Penn and Teller show at Spirit Mountain Casino Event Center, consultation review and testing for the underground fire line for the Employment Services Building, plans review for the Food Bank Building and underground flow test results review, and plans review and assistance for inspection for the Fire Dancer show at Spirit Mountain Casino Event Center.

Confederated Tribes of the Umatilla Indian Reservation

The OSFM provided information to the Umatilla Tribal Fire Chief regarding codes for fire lanes at the Wild Horse Resort and Casino.

Bureau of Indian Affairs

OSFM worked with the Bureau of Indian Affairs on the OSFM fire response contract in conjunction with the Attorney General.

USDOT Emergency Order DOT-OST-2014-0067

The OSFM provided notices and information to the Klamath Tribes, and the Warm Springs Tribe regarding the shipment of Bakken crude oil as required by the USDOT Emergency Order.

Criminal Justice Information Services Division

The Criminal Justice Information Services (CJIS) Division is responsible for the state repository for criminal justice record information. The agency provides criminal justice information to local, state, and federal law enforcement agencies for enforcement and criminal justice purposes via the Law Enforcement Data System (LEDS). Additionally, this access is allowed to agencies authorized for non-criminal justice licensing and

employment needs. CJIS is the designated agency for the exchange of Oregon criminal offender information statewide and nationally via the FBI's Identification Division. Uniform Crime Reporting by all law enforcement agencies is required through OSP for compilation and use within our state and for nationwide crime stat purposes.

Law Enforcement Data System access, services, support, training, and outreach are provided to the following tribal entities:

Bureau of Indian Affairs Law Enforcement Office
Burns Paiute Tribal Police Department
Columbia River Intertribal Fisheries Commission
Confederated Tribes of Coos, Lower Umpqua & Siuslaw Indians Housing Department
Confederated Tribes of Coos, Lower Umpqua & Siuslaw Indians Police Department
Confederated Tribes of Coos, Lower Umpqua & Siuslaw Indians Gaming Commission
Coquille Tribal Gaming Commission
Coquille Tribal Police Department
Cow Creek Gaming Commission
Grand Ronde Tribal Police Department
Grand Ronde Tribal Gaming Commission
Klamath Tribes Regulatory Gaming Commission
Klamath Tribal Health & Family Services
Warm Springs Gaming Regulatory Authority
Warm Springs Police Department
Warm Springs Tribal Court
Siletz Tribal Gaming Commission
Umatilla Indian Gaming Commission
Umatilla Tribal Prosecutor
Umatilla Tribal Court
Umatilla Tribal Police Department

Additionally, CJIS-LEDS Audit staff conducts audits in cooperation with the recognized Tribes within the State of Oregon. The audit process not only encourages compliance, but also provides instruction to users regarding the proper use and protocol of the LEDS system. In 2014, CJIS-LEDS specifically supported the following tribal agencies directly through the audit process:

Grand Ronde Tribal Police Department
Grand Ronde Tribal Gaming Commission
Cow Creek Gaming Commission
Coquille Indian Gaming Commission
Coquille Tribal Police Department
Umatilla Indian Gaming Commission

Umatilla Tribal Police Department

CJIS Audit and Training staff participated in a work group, including representatives of the Confederated Tribes of the Umatilla Indian Reservation, to seek clarification through a possible statutory language change to address the issue of processing the entry of foreign restraining orders into LEDS. The discussion was initiated through a request from local law enforcement regarding process and procedure.

Fingerprint Arrest Reporting and Applicant Background Check Services

CJIS provides criminal arrest and applicant fingerprint-based services to the Tribal Gaming Commissions and Tribal Police agencies. Contacts with these agencies are intermittent and generally deal with record reporting, error resolution, or answering questions they may have regarding any of our services.

Computerized Criminal History (CCH) / Automated Biometric Identification System (ABIS) Units:

The CCH Unit is responsible for ensuring that information received on a criminal arrest card or Criminal Justice Information Services (CJIS) Security applicant card is correct. The information on these cards is used to populate the criminal history files in both LEDS and the National Crime Information Center (NCIC). The CCH Unit has as-needed contact with both Tribal Police agencies and Tribal Gaming Commissions to correct any errors that may be noted. Likewise the ABIS Unit has occasional contact with Tribal agencies for any hard copy or electronic fingerprint submission issues that may arise in order to assist in resolution. The OSP Livescan Coordinator will provide periodic notices throughout the year for record table revisions for agency livescan and/or record management systems updates. OSP offers assistance to Tribal agencies when needed regarding livescan vendor or equipment issues in order to support their efforts toward problem resolution.


CJIS Regulatory Unit

The Regulatory Unit processes applicant fingerprint-based background checks for employment and licensing related purposes. Many requests are submitted electronically through a livescan device. Typical contact includes returning rejected fingerprints, calling livescan operators regarding questions or errors that may require resolution on an as-needed basis and calling agencies regarding billing for fingerprint based background checks. Staff worked with the Human Resources Department of the Klamath Tribal Health & Family Services as they set up their finger-print based background check program.

Oregon State Medical Examiner's Office

The Oregon State Medical Examiner's Office works with the Cultural Cluster around issues regarding ancient Indian remains. We work to educate the public and law enforcement about the proper handling of inadvertently discovered ancient remains. However, over the years, many sets of ancient remains have been transported to the State Office. Recently, at the request of the Cultural Cluster, the Oregon State Medical Examiner's Office has requested that all skeletal remains being held in evidence by any sheriff, city police or county medical examiner be turned over to the State Medical Examiner until they can be repatriated to the appropriate tribe. All of the information regarding the ancient Indian remains held at the Oregon State Medical Examiner's Office has been tabulated on a spread sheet. This information has been forwarded to the Cultural Cluster. The Oregon State Medical Examiner's Office is awaiting the Tribes' decision on how best to repatriate these remains.

Policy

	Department of State Police	CHAPTER: 500.11 SUBJECT: STATE-TRIBAL GOVERNMENT-TO- GOVERNMENT RELATIONS REVISED: September 8, 1999 SUPERSEDES: N/A PAGES: 4
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POLICY

There are nine federally-recognized Indian tribal governments located in the State of Oregon. These Indian tribes have a unique legal status as sovereign governments. The importance of recognizing the relationship that exists between the Tribes and State government agencies cannot be underestimated. As sovereigns, the Tribes and the State must work together to develop mutual respect and trust for the sovereign interests of both parties.

The purpose of this policy is to formalize the government-to-government relationship that exists between Oregon Indian tribes and the State and to establish a process which can assist in resolving potential conflicts, maximize key intergovernmental relations, and enhance an exchange of ideas and resources for the greater good of all of Oregon's citizens, whether tribal members or not.

The State recognizes the sovereign status of Oregon Indian tribes and in furtherance of this, the Department of State Police establishes the following policy statement which:

1. Recognizes that Oregon Indian tribal governments are interested in the development of State policy that affects tribal interests and recognizes the desirability of dialogue between tribal governments; the federal government as trustee, where appropriate; and the State, with regard to those State policies;
2. Identifies key personnel of the Department as "key contacts" responsible for coordination with tribal governments;
3. Establishes a process for the identification of those Department policies by designated tribal representatives and key contacts;
4. Promotes dialogue between the Department and tribal governments on those state policies; and
5. Advances the government-to-government relationship by notifying Department members of Executive Order #96-30.

The Department of State Police will work cooperatively with other State agencies to accomplish the goals of Executive Order #96-30.

This policy is not intended to create a forum for resolution of all issues between the Tribes and the Department, nor is it meant to replace presently existing lines of communications.

RELATED LAWS/REFERENCES

Office of the Governor, Executive Order #96-30; ORS 190.110

RULE

1. The key contacts of the Department are those members primarily responsible for advancing the government-to government relationships between the Department and Oregon Indian tribes and for coordination with tribal governments on agency policies.

- A. The following position is designated as the primary Department representative for Oregon Indian tribes.

Primary Contact:

Operations Services Bureau Commander

- B. The following positions are designated as Department representatives based upon local service area or specialized service responsibility.

Statewide Issues:

Fish & Wildlife/Natural Resources Fish and Wildlife Division Director

Tribal Gaming Gaming Enforcement Division Director

Department Policy & Procedures Policy & Procedures Advisory Committee
Chair

Local Issues:

Cow Creek Band of Umpqua Tribe Station Commander-Roseburg

Confederated Tribes of Warm Springs Station Commander-Bend

Confederated Tribes of Umatilla Station Commander-Pendleton

Burns Paiute Tribe Station Commander-Ontario

Fort McDermitt Paiute Tribe Station Commander-Ontario

Coos, Lower Umpqua, & Siuslaw Tribes Station Commander-Coos Bay

Coquille Tribe	Station Commander-Coos Bay
Confederated Tribes of Grand Ronde	Station Commander-McMinnville
Confederated Tribes of Siletz	Station Commander-Newport
Klamath Tribes	Station Commander-Klamath Falls

2. The listed Department representatives, or a designee, shall communicate with Oregon tribal governments that are located in their individual service areas for the purpose of working together to achieve mutual goals, identify policy issues, and discuss issues of mutual concern or interest.
3. In the development of issues of mutual concern, the Department representatives shall make reasonable efforts to design solutions and develop programs to achieve mutual goals in relation to Department policy.
4. Department representatives shall consider the use of cooperative agreements with Indian tribal governments as provided for in ORS 190.110 or other tools to achieve mutual cooperation when it is appropriate to do so.
5. Department representatives and designated supervisors shall attend periodic training in tribal culture, relations, and legal status designed to create an awareness of the unique nature of the tribal governments and an understanding of, and sensitivity to, Native American issues.
6. The Gaming Enforcement Division Director shall annually provide the Superintendent with a report on the Department's accomplishments and achievements derived from the advancement of Executive Order #96-30. A copy will be provided to each of the tribal public safety key contacts.
7. All members of the Department will consider impacts on Oregon tribal governments when developing policy and, if appropriate, shall consult with tribal representatives to discuss issues.
8. Station Commanders designated as Department representatives shall establish mutually agreeable meeting schedules with local tribal representatives.

PROCEDURE:

1. The Gaming Enforcement Division Director, or a designee, shall assist the Superintendent to coordinate and accomplish the requirements of this policy and the goals of Executive Order #96-30.
 - A. The Gaming Enforcement Division Director will coordinate the periodic tribal cultural training for Department representatives and designated supervisors. Each Department representative shall designate those supervisors under their command that should attend this training.

- B. The annual report to the Superintendent required by this policy shall be an Executive Summary.
- 2. The Statewide Annual Meeting will serve as a means for Department representatives to further establish contacts with designated tribal government representatives, schedule additional meetings, and develop appropriate protocols of communication on issues of mutual concern.